



Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	3 October 2011	B5	Highbury East
Delete as appropriate		Non-exempt	

Subject: PREMISES LICENCE REVIEW APPLICATION
RE: YOUR LOCAL MINI MARKET, 274 HIGBURY NEW PARK, LONDON, N5 2LH

1. Synopsis

- 1.1 This is an application by David Fordham of Islington Council's Trading Standards team for a Review of the Premises Licence under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review are related to the licensing objectives:
 - i) The prevention of crime and disorder.

2. Recommendations

- 2.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.
- 2.2 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as necessary for the promotion of the four licensing objectives.
- 2.3 The steps stated in Sections 52(4) of the Act are as follows:
 - a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
 - b) to exclude a licensable activity from the scope of the licence;
 - c) to remove the designated premises supervisor;
 - d) to suspend the licence for a period not exceeding three months;

- e) to revoke the licence;
- f) the Committee also have the option to leave the licence in its existing state;
- g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

3. Background

3.1 The premises currently holds a licence allowing:

i) The sale by retail of alcohol, off supplies only, Monday to Sunday from 07:00 until 23:00;

ii) Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: current premises licence;

Appendix 3: police representations;

Appendix 4: suggested conditions and map of premise location.

3.2 The Licensing Authority has received a representation by way of a witness statement from the police.

4. Conclusion and reasons for recommendations

4.1 The Council is required to consider this application for review in the light of all relevant information from the applicant and the licence holder. It may attach such conditions necessary to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date 22/9/11

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Niall Forde

Tel: 020 7527 3227

Fax: 020 7527 3430

E-mail: niall.forde@islington.gov.uk

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I David Fordham, Service Manager Trading Standards

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described on Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description:

**You Local Mini Market
(also known as Eren Local Market)
274 Highbury New Park**

Post town: **London**

Post code: **N5 2LH**

Name of premises licence holder or club holding club premises certificate:
Orhan Erdogan

Number of premises licence or club premises certificate: **137191 / 3785**

Part 2 - Applicant details

I am

Please tick ✓ yes

an interested party (please complete (A) or (B) below)

a person living in the vicinity of the premises

a body representing persons living in the vicinity of the premises

a person involved in business in the vicinity of the premises

a body representing persons involved in business in the vicinity of the premises

a responsible authority (please complete (C) below)

a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr

Mrs

Miss

Ms

Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address	David Fordham Service Manager (Trading Standards) Public Protection Division 222 Upper Street London N1 1XR
Telephone number:	020 7527 3458
E-mail:	<u>david.fordham@islington.gov.uk</u>

This application to review relates to the following licensing objective(s)

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

Please tick one or more boxes

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

This application to review relates to the objectives to prevent crime & disorder and Licensing Policy 39 and also the protection of children from harm and Licensing Policy 32. It particularly relates to the supply by the business of smuggled goods and the doubt this introduces about the standard of management evident at the premises.

In April 2009 Trading Standards received a complaint from a member of public about a bottle of Smirnoff that he believed to be counterfeit as it tasted odd. He had disposed of the product and a subsequent visit found no suspect Smirnoff, but Mr Erdogan was given written advice not to buy from 'door-to-door' sellers and to keep invoices and receipt for all purchases.

The officer who investigated the complaint has confirmed that she would only have checked alcohol that was subject to intelligence alerts regarding counterfeit product at the time. Nothing was seized.

On 23rd March 2011, a letter was sent to the premises, addressed to 'The Licensee and Proprietor', that introduced attached guidance about smuggled alcohol and tobacco and warned that businesses found with smuggled goods in future were likely to have their licences reviewed. Several precautions that could be easily taken by licensees were described in the guidance.

On 15th June 2011, 38 litres of spirits, 20 bottles of counterfeit Jacob's Creek wine and 112 bottles of cheap Italian wine were seized by HMRC officers during a joint HMRC / Trading Standards visit to these premises, as it was believed that the goods were smuggled. The business was given 30 days to provide proof of legitimate purchase to HMRC and a reminder letter was sent by Trading Standards on 4th July.

The spirits seized were:

Smirnoff vodka – 13.5 litres (10 x 1l; 5 x 70cl): Nine of the litre bottles all have damaged caps – the damage is consistent with supermarket security devices being forced off and two bottles can be shown to have been supplied directly to major supermarkets. The other litre bottles and the 70cl bottles have duty stamps which do not fluoresce.

Glens vodka – 11.2 litres (16 x 70cl): Wrong style '4' and crooked, self-adhesive back labels

Bacardi – 3.5 litres (5 x 70cl): Duty stamps do not fluoresce; remnants of glue from the original back label, which has been replaced by a self-adhesive label.

Claymore whisky – 3.5 litres (5 x 70cl): Duty stamps do not fluoresce; self-adhesive back labels.

High Commissioner whisky – 2.8 litres (4 x 70cl): Duty stamps do not fluoresce on any of the bottles. Two bottles had overlabelled back labels; two had incorrect design.

Teachers whisky – 2.8 litres (4 x 70cl): Duty stamps do not fluoresce; back labels are self-adhesive, crooked and positioned too low down.

The counterfeit Jacob's Creek was identified as such by visual examination:

- there are three spelling mistakes on the back label – "Austria", "responsibly" and "drinkoware.co.uk";
- the Semillon Chardonnay Blanc was in 'red-wine' bottles with darker glass.

Pernod-Ricard, the trade mark holder, have confirmed that they do not believe the counterfeit wine is harmful, but of a much lower quality than the genuine product. They believe it is mostly sold from door-to-door. They are aware of one cash and carry business in Brighton where some has been found.

The Italian wine was recognised by HMRC officers as brands that have regularly been smuggled and supplied in the region without duty being paid.

The total duty that would have been evaded had the illicit goods been sold is approximately £608.

The business was given 30 days to provide proof of legitimate purchase to HMRC and a reminder letter was sent by Trading Standards on 4th July.

On 14th July Mr M. Kilic from NARTS, licensing consultants, telephoned Mr Love in response to the reminder letter. During the course of the conversation, Mr Kilic confirmed that no invoices would be provided.

Trading Standards are concerned at the possession for supply of illicit alcohol for the following reasons:

- Counterfeit spirits, particularly vodka, may be unsafe to consume.
- Illicit spirits are smuggled into the country and / or produced by organised crime. It is believed that the profits are frequently used to fund other types of serious crime.
- Smuggling causes huge losses to the UK's tax revenues.

Section 13(4) of Licensing Act 2003 and Regulation 7 of The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 makes a local weights and measures authority a responsible authority for the purposes of the legislation. Islington Council is a local weights and measures authority and that function is carried out by the trading standards team.

Here is a summary of events supporting this application

09/06/09	TS advice	Written advice not to buy from door-to-door sellers sent to Mr Erdogan after unsubstantiated complaint that counterfeit Smirnoff was sold.
23/03/11	TS advice	TS sent the business guidance on smuggled alcohol as part of a mailshot to all independent off licences.
15/06/11	HMRC seizure	38 litres of spirits, 20 bottles of counterfeit Jacob's Creek and 112 bottles of Italian wine seized by HMRC.

Recommendations:

It is clear that the business has disregarded the advice about appropriate precautions that should be taken to avoid the supply of smuggled goods which was sent to Mr Erdogan in March 2011. If the simple precautions detailed in the guidance had been followed, most of the illicit spirits found at the premises would have been very easy to spot. Mr Erdogan had also previously be accused of supplying counterfeit vodka and given written advice.

The business' representatives have verbally confirmed that no invoices covering the goods can be produced, so it is clear that the goods have not been purchased from a reputable supplier.

The supply of illicit alcohol puts public health at risk. Counterfeit vodka often contains methanol – a type of alcohol that is not suitable for human consumption - and is responsible for many deaths worldwide each year. It would not be possible for a retailer to tell the difference between smuggled and counterfeit vodka or to assess how dangerous counterfeit vodka is.

The spirits in this case are all believed to be genuine, but non-duty paid. The Jacob's Creek is not harmful either, but consumers will not be getting wine of the standard they expect or have paid for.

There is no evidence of the business selling alcohol to underage consumers, but it is a concern that a willingness to break one law indicates that the standard of management at the premises is not satisfactory. This increases the possibility that the approach to all consumer laws may be less rigorous than is desirable.

Given the advice that has been ignored by the business and the well-known dangers associated with the production and consumption of counterfeit alcohol, I believe the Sub-Committee should give strong consideration to revoking the licence in accordance with paragraphs 11.26 and 11.27 of the Home Office guidelines. Should the licence be allowed to continue, Trading Standards wish to recommend the following conditions are added:

1. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
2. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
3. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.
4. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
5. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

6. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
7. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
8. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
9. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards for example proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
10. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

No conditions have previously been attached by the Licensing Authority in relation to smuggled goods or guarding against underage sales. If the proposed conditions are accepted, it is recommended that the Sub-Committee remove condition 4, Annex 2 from the licence to avoid duplication.

Please tick ✓ yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day		Month		Year	

If you have made representations before relating to this premises please state what they were and when you made them

N/A

Please tick ✓ yes

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate

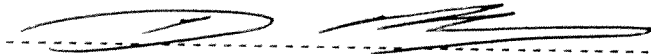
I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date

18th August 2011

Capacity

Service Manager (Trading Standards)

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

The ground(s) for review must be based on one of the licensing objectives.

Please list any additional information or details for example dates of problems which are included in the grounds for review if available.

The application form must be signed.

An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

This is the address which we shall use to correspond with you about this application.



(Text of letter taken from M3: original document now unrecoverable)

Trading Standards Service
Public Protection Division
222 Upper Street
London N1 1XR

T 020 7527 3280
F 020 7527 3038
E sonita.singh@islington.gov.uk
W www.islington.gov.uk

Our ref:
Your ref:

Date: 18 May, 2009

The Company Director
Eren Local Market Ltd
274 Highbury New Park
London
N5 2LH

This matter is being dealt with by:
Sonita Singh

Dear Proprietor

Trading Standards visit

I write in connection with my visit of the 14 May 2009 and to advise you of the trading standards laws that apply to your business.

The reason for my visit was due to a complaint that we received about a bottle of Smirnoff Vodka from a member of the public.

This person was unsatisfied with the quality of the vodka and thought it was counterfeit. I brought this to the attention of the manager Mr Veli, who I spoke to on the telephone. I examined the remaining bottles on the shelf in your shop and I do not suspect that they are counterfeit.

Following an increase in the number of bottles of fake vodka, whiskey and other spirits on the market, I would advise you to buy your alcohol from reputable outlets only and not from any persons going from door to door - I would also suggest that you obtain and keep invoices and receipts for all purchases.

During my visit I noted that there are some trading areas in your business that do not comply with current trading standards laws.

The Price Marking Order 2004 requires that a selling price is given for all goods offered for sale.

At the time of my visit those goods without an indication of their selling price included the fresh fruit and vegetables outside the front of the shop, crisps, soft drinks, milk, and some confectionary. Cigarette packets (apart from those already priced by the manufacturer) were also not marked with a price.

Please ensure all items offered for sale have a price displayed in a manner that is clear, visible and easy to read by a customer.

The Business Names Act 1985 requires that the legal names of the owner of the business and an address where documents can be served is displayed on the premises where it can be seen and read by people.

Please complete the enclosed card and display it on your premises.

I enclose some advice leaflets on these areas for you.

Please find enclosed an information pack on age restricted products. I recommend that you fill in the refusals book if you refuse any sale of an age restricted product to an under-aged person.

If you have any queries or would like to discuss any point in further detail, please contact me.

I will revisit your business in the near future.

Yours sincerely

Sonita Singh
Consumer Services Officer



ISLINGTON

Environment and Regeneration

Trading Standards Service
Public Protection Division
222 Upper Street
London N1 1XR

Licensing Team
Public Protection Division
222 Upper Street
London
N1 1XR

T 020 7527 3874
F 020 7527 3038
E doug.love@islington.gov.uk
W www.islington.gov.uk

Please reply to: Doug Love
Our ref:
Your ref:
Date: 17/08/11

Dear Sir or Madam

S51 LICENSING ACT 2003: Application for review of premises licence

Eren Local Market, 274 Highury New Park, N5 2LH

Islington Trading Standards wishes to apply to have the premises licence of the business trading as Eren Local Market reviewed. Smuggled alcohol was found at the premises on 15th June 2011. The Licensee has not produced any evidence of legitimate purchase.

The enclosed document is our formal application for the review. Copies have also been submitted to the people and agencies listed below.

Please contact **Doug Love** (details above) in relation to this matter.

Yours faithfully

David Fordham
Service Manager Trading Standards

The Licence holder for the business
Licensing Office of Islington Police
London Fire and Emergency Planning Authority
Health & Safety Team (G Weaver)
Development Control Team, Islington Council
Noise & Pollution Team, Islington Council
The Child Protection Team, Islington Council
Licensing Team, Islington Council



**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	137191/3785		
Postal address of premises, or if none, ordnance survey map reference or description			
YOUR LOCAL MINI MARKET 274 HGHBURY NEW PARK			
Post town	London	Post code	N5 2LH
Telephone number			

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor only
<ul style="list-style-type: none">• The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																												
<ul style="list-style-type: none">• The sale by retail of alcohol: <table style="margin-left: 40px; border: none;"><tr><td>Monday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Tuesday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Wednesday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Thursday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Friday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Saturday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Sunday</td><td>07:00</td><td>to</td><td>23:00</td></tr></table>	Monday	07:00	to	23:00	Tuesday	07:00	to	23:00	Wednesday	07:00	to	23:00	Thursday	07:00	to	23:00	Friday	07:00	to	23:00	Saturday	07:00	to	23:00	Sunday	07:00	to	23:00
Monday	07:00	to	23:00																									
Tuesday	07:00	to	23:00																									
Wednesday	07:00	to	23:00																									
Thursday	07:00	to	23:00																									
Friday	07:00	to	23:00																									
Saturday	07:00	to	23:00																									
Sunday	07:00	to	23:00																									

The opening hours of the premises:																												
<table style="margin-left: 20px; border: none;"><tr><td>Monday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Tuesday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Wednesday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Thursday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Friday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Saturday</td><td>07:00</td><td>to</td><td>23:00</td></tr><tr><td>Sunday</td><td>07:00</td><td>to</td><td>23:00</td></tr></table>	Monday	07:00	to	23:00	Tuesday	07:00	to	23:00	Wednesday	07:00	to	23:00	Thursday	07:00	to	23:00	Friday	07:00	to	23:00	Saturday	07:00	to	23:00	Sunday	07:00	to	23:00
Monday	07:00	to	23:00																									
Tuesday	07:00	to	23:00																									
Wednesday	07:00	to	23:00																									
Thursday	07:00	to	23:00																									
Friday	07:00	to	23:00																									
Saturday	07:00	to	23:00																									
Sunday	07:00	to	23:00																									

Where the licence authorises supplies of alcohol whether these are on and/or off supplies
Off supplies



ISLINGTON

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Mr Orhan Erdogan
Flat 1
138 Queen's Drive
London
N4 2BF

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Orhan Erdogan
Flat 1
138 Queen's Drive
London
N4 2BF

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

LPH-PER-N-0413 London Borough of Hackney

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Assistant Director - Public Protection

Date of Issue

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence-
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the Operating Schedule

1. A "redcare" alarm system shall be installed and maintained at all times with a panic button linked to a monitored centre for emergencies
2. CCTV television shall be installed and maintained with one camera scanning the front door of the premises.
3. No noise shall be allowed to emanate from the premises.
4. The licensee shall put arrangements in place to ensure that when staff are dealing with young people they ask for valid proof of age e.g. Portman Proof of Age card, National Passport or Photo Drivers Licence before selling alcohol to them.

Annex 3 - Conditions attached after a hearing by the licensing authority

5. The premises shall not be used under this licence until the arrangements at the premises are suitable and sufficient for health & safety and have been approved in writing by the responsible authority for health and safety.

Annex 4 – Plans

Reference Number: January 2007



**Premises Licence Summary
Licensing Act 2003**

Premises licence number 137191/3785

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**YOUR LOCAL MINI MARKET
274 HGH BURY NEW PARK**

Post town	London	Post code	N5 2LH
------------------	--------	------------------	--------

Telephone number	
-------------------------	--

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Ground Floor only

- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The sale by retail of alcohol:

Monday	07:00	to	23:00
Tuesday	07:00	to	23:00
Wednesday	07:00	to	23:00
Thursday	07:00	to	23:00
Friday	07:00	to	23:00
Saturday	07:00	to	23:00
Sunday	07:00	to	23:00



ISLINGTON

The opening hours of the premises:

Monday	07:00	to	23:00
Tuesday	07:00	to	23:00
Wednesday	07:00	to	23:00
Thursday	07:00	to	23:00
Friday	07:00	to	23:00
Saturday	07:00	to	23:00
Sunday	07:00	to	23:00

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Off supplies

Name, (registered) address of holder of premises licence

Mr Orhan Erdogan
Flat 1
138 Queen's Drive
London
N4 2BF

Registered number of holder, for example company number, charity number (where applicable)

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Orhan Erdogan

State whether access to the premises by children is restricted or prohibited

No restrictions

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Robin Clark** URN:

--	--	--	--

Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Police Officer 181475**

This statement (consisting of: ... **1** pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: Date: **12.09.2011**

Tick if witness evidence is visually recorded (supply witness details on rear)

My name is Robin Clark and I am a Police Sergeant with the Metropolitan Police Service. I currently work as a Licensing officer at Islington Police Station. I have been given this specific responsibility by the Borough Commander who is acting under the written delegated authority of the Commissioner of Police for the Metropolis. A copy of this authority has been lodged with Islington Council Legal Department.

This statement is submitted in response to the review application made by the Mr David Fordham of Islington Council Trading Standards Service regarding the premises Your Local Mini Market (aka Erin Local Market) 274 Highbury New Park. N5 2LH.

I note the large quantity of alcohol seized and the wide variety of spirits, I further note the comments about the damage to the caps of the Smirnoff vodka which suggests it may have been stolen by means of shoplifting raises questions about the purchase of the goods. From the information provided it would appear that the management have either failed to heed the advice given by the council staff and have not checked their stock for smuggled/counterfeit alcohol or they have knowingly purchased smuggled our counterfeit alcohol. In either case they have placed the public at risk and it is the contention of Islington Police that they have failed to meet the minimum standards required to run an Off Licence. As such I would request the revocation of the licence.

Signature: Signature witnessed by:



Suggested conditions

As per current licence

Suggested conditions of approval recommended by Trading Standards

1. No alcoholic goods will ever be purchased from sellers calling to the shop.
2. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.
3. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.
4. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
5. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
6. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
7. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
8. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
9. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

